

Offset Program. After the order for EAJA fees is entered, the government will determine whether they are subject to any offset.

Fees shall be made payable to Plaintiff, but if the Department of the Treasury determines that Plaintiff does not owe a federal debt, then the government shall cause the payment of fees, expenses and costs to be made directly to David F. Chermol pursuant to the assignment executed by Plaintiff. Any payments made shall be delivered to Plaintiff's counsel.

This stipulation constitutes a compromise settlement of Plaintiff's request for EAJA attorney fees and expenses, and does not constitute an admission of liability on the part of Defendant under the EAJA or otherwise. Payment of the agreed amount shall constitute a complete release from, and bar to, any and all claims that Plaintiff and/or Plaintiff's counsel, including Chermol & Fishman, LLC, may have relating to EAJA attorney fees and expenses in connection with this action.

This award is without prejudice to the rights of Plaintiff's counsel and/or Chermol & Fishman, LLC to seek Social Security Act attorney fees under 42 U.S.C. § 406(b), subject to the savings clause provisions of the EAJA.

Respectfully submitted,

Dated: June 6, 2014

By: /s/ Lynn M. Harada for David F. Chermol*
(As authorized by email on 6/6/14)
DAVID F. CHERMOL
Attorney for Plaintiff

MELINDA HAAG
United States Attorney
DONNA L. CALVERT
Regional Chief Counsel, Region IX
Social Security Administration

Dated: June 6, 2014

By: /s/ Lynn M. Harada
LYNN M. HARADA
Special Assistant United States Attorney
Attorneys for Defendant

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED that Plaintiff shall be awarded attorney fees in the amount of FIVE THOUSAND, EIGHT-HUNDRED DOLLARS AND ZERO CENTS (\$5,800.00), as authorized by 28 U.S.C. § 2412(d), and costs in the amount of THREE HUNDRED AND FIVE DOLLARS (\$305.00), pursuant to 28 U.S.C. § 1920, subject to the terms of the above-referenced Stipulation.

Dated: June 6, 2014



THE HONORABLE NANDOR J. VADAS
United States Magistrate Judge